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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 97,429)

			A-41 A-4
In re Application of:	)		RECEIVED.
	)		
R.D. Gilmore et al.	)		JUL 0 5 2002
	)		JUL 0 3 2002
Serial No. 09 004,395	)	Examiner: N. Minnifield	
	)		TECH CENTER 1600/290
Filing Date: January 8, 1998	)	Group Art Unit: 1645	
	)		
For: RECOMBINANT P37/FLAA AS A	)		
DIAGNOSTIC REAGENT	}		

## **RESPONSE TO OFFICE ACTION**

Assistant Commissioner for Patents Washington, DC 20231

Sir:

This is in response to the Office action dated April 3, 2002. It is believed that no fee is due in connection with this filing. However, if a fee is due Applicants authorize the Commissioner to charge our deposit account number 13-2490.

## REMARKS

Claims 14-17, 20-26, 28 and 29 are currently pending. Applicants note that claims 28 and 29 are pending, but stand neither allowed nor rejected. Applicants respectfully request that an indication of the claims' allowance be given and remind that Office that a second action on the merits cannot be made final if the Examiner raises a new ground of rejection (i.e., a rejection

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner of Pirens. Wishington D. 2022 11.4 (2016)